

09-10-07

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1655

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RE APPLICATION OF: Harley *et al.*

EXAMINER: Susan C. Hoffman

SERIAL NO.: 10/563,533

ART UNIT: 1655

FILED: September 12, 2006

CONF. NO.: 8436

FOR: **Formulations Containing
Astragalus Extracts and Uses Thereof**

Amendment and Response to Election of Species Requirement

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the requirement for election of species set forth in the Office Action mailed August 7, 2007 in the above-identified application, please amend the application as indicated below.

Applicants elect to begin prosecution with the species of claim 15, where the species is *Astragalus membranaceus*, without traverse. Pending claims 12-15, 17-18, 25-26 and 55-56 are readable on this species.

No fees are believed necessary with this communication. However, the Commissioner is hereby authorized and requested to charge any deficiency in fees herein to Deposit Account No. 50-2207.